## COMBINED DECLARATION and POWER OF ATTORNEY

(Utility, Design, National Stage of PCT)

As a below named inventor, I hereby declare that:

#### TYPE OF DECLARATION

This declaration is of the following type:

(Check one applicable item below)

- [ ] utility patent application
- [ ] design patent application
- [x] national stage of PCT patent application

#### INVENTORSHIP IDENTIFICATION

My residence, mailing address, and citizenship are as stated below next to my name. I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### TITLE OF INVENTION<sup>2</sup>

DBR-TYPE VARIABLE-WAVELENGTH LIGHT SOURCE

#### **SPECIFICATION IDENTIFICATION**

the specification of which:

(complete (a), (b), or (c))

(a) [ ] is attached h	ereto.			
(b) [ ] was previou	ısly filed	, as United	States Patent	Application
Serial No		·		
· · ·	bed and claimed 005246 filed on <u>Ma</u> 8	arch 23, 2005 an		
Tuttele	8	-		any).

#### ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified application, including the claim(s), as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

#### FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35 U.S.C. § 119(a)-(d) or (f) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application(s) which designated at least one country other than the United States of America listed below and have also identified, by checking the box, any foreign application(s) for patent or inventor's certificate or any PCT international application(s) having a filing date before that of the application(s) on which priority is claimed.

 $(complete (d) or (e))^3$ 

- (d) [ ] no such applications have been filed.
- (e) [x] such applications have been filed as follows.

Note: Where item (c) is entered above and the International Application claims priority to a non-U.S. application, check item (e), enter the non-U.S. priority details below, and make the priority claim.

COUNTRY	APPLICATION NUMBER	DATE OF FILING (month, day, year)	PRIORITY CLAIMED UNDER § 119 or § 365	
Japan	2004-083998	03/23/2004	[x] YES	NO[]
			[]YES	NO [ ]
			[]YES	NO [ ]
			[]YES	NO[]

#### **POWER OF ATTORNEY**

I hereby appoint as my attorneys and/or patent agents all attorneys and/or patent agents listed under the following Customer Number, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

022913

PATENT TRADEMARK OFFICE CUSTOMER NUMBER

All correspondence and telephonic communications should be directed to:

DANA L. TANGREN Registration No. 37,246 Telephone (801) 533-9800 Facsimile (801) 328-1707

#### **DECLARATION**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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# SIGNATURE(S) 4

NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.

Full name of third joint inventor, if any Nobuhiro KIKUCHI FAMILY (OR LAST NAME) (MIDDLE INITIAL OR NAME) (GIVEN NAME) nobuhiro Kikudi Inventor's signature \_\_\_\_ Date August 29, 2005 \_\_\_ Country of Citizenship Japan Residence Zama-shi, Kanagawa Japan (State or Country) Mailing Address <u>c/o NTT Intellectual Property Center</u> 9-11, Midori-cho 3-chome, Musashino-shi, Tokyo 180-8585, Japan Full name of fourth joint inventor, if any Yasuo **SHIBATA** (GIVEN NAME) (MIDDLE INITIAL OR NAME) FAMILY (OR LAST NAME) Inventor's signature \_\_\_ Date August 29, 2005 Country of Citizenship Japan Residence Shibuya-ku, Tokyo Japan (State or Country) (city) Mailing Address <u>c/o NTT Intellectual Property Center</u> 9-11, Midori-cho 3-chome, Musashino-shi, Tokyo 180-8585, Japan Full name of fifth joint inventor, if any Hiroshi YASAKA (GIVEN NAME) (MIDDLE INITIAL OR NAME) FAMILY (OR LAST NAME) Inventor's signature Hiroshi Yasaka Date August 29, 2005 Country of Citizenship Japan Residence <u>Isehara-shi, Kanagawa</u> Japan (State or Country) (city) Mailing Address <u>c/o NTT Intellectual Property Center</u> 9-11, Midori-cho 3-chome, Musashino-shi, Tokyo 180-8585, Japan

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